



MICHAEL F. KRIEGER
REGISTERED PATENT ATTORNEY

**KIRTON &
McCONKIE**
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
1800 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
P.O. BOX 45120
SALT LAKE CITY, UTAH 84145-0120
www.kmclaw.com

Jfw
PATENT APPLICATION
Docket No: 10237.33

FAX (801) 321-4893
TELEPHONE (801) 328-3600
E-MAIL: mkrieger@kmclaw.com

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL FOR SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing and pursuant to 37 C.F.R. § 1.97 is an Information Disclosure Statement.

Enclosed also are the following designated documents, as required under 37 C.F.R. §§ 1.97 and 1.98:

- X Form PTO-1449 list of one (1) reference submitted for consideration.
- X Legible copy of the listed reference or its relevant portion.
- X All English translations of each nonenglish reference, if any, within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) (see 37 C.F.R. § 1.98(c)).

The following are included within the Information Disclosure Statement if applicable and as required under 37 C.F.R. § 1.98:

- Concise explanation of relevance of each reference not in English and unaccompanied by an English translation.


- Statement that certain listed references not enclosed are substantially cumulative of an enclosed reference.
- Statement that certain listed references not enclosed were previously cited by or submitted to the Office in the identified prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

In order to secure consideration of the items designated above, one or more of the following, if required, is also enclosed:

- Promptness Certification.
- Check No. _____ in the amount of \$ _____ constituting submission fee -- see 37 C.F.R. 1.17(p)
- Petition for Consideration and Check No. _____ in the amount of \$ _____ -- see 37 C.F.R. 1.17(i)(1).
- X In the event that 37 C.F.R. § 1.97(c) applies and the Examiner is not satisfied that the Promptness Certification meets the requirements of 37 C.F.R. § 1.97(e), or in any other event remediable by a fee, please credit any over payment or charge any additional fees to Deposit Account No. 500843 of the undersigned.

Dated this 27 day of October, 2004.

Respectfully submitted,


MICHAEL F. KRIEGER
Attorney for Applicant
Registration No. 35,232

KIRTON & McCONKIE
1800 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84145
Telephone: (801) 321-4814



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)
)
 Andrew R. Ferlitsch)
)
 Serial No.: 10/676,477)
)
 Filed: September 30, 2003)
)
 For: ENABLING A HETEROGENEOUS IMAGING)
 DEVICE TO OPERATE AS A HOMOGENEOUS)
 DEVICE)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

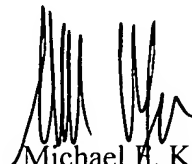
Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of the listed reference or relevant portion thereof is also enclosed.

Since the listed reference is either in the English language or is accompanied by a translation into English, no concise explanation of relevance is required under 37 C.F.R. § 1.98(a)(3).

Dated this 27 day of October, 2004.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael R. Krieger".

Michael R. Krieger
Attorney for Applicant
Registration No. 35,232

KIRTON & McCONKIE
1800 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84145
Telephone: (801) 321-4814
Facsimile: (801) 321-4893



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For: ENABLING A HETEROGENEOUS)
IMAGING DEVICE TO OPERATE)
AS A HOMOGENOUS DEVICE)

CERTIFICATE OF DEPOSIT UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on Oct. 27, 2004.

Respectfully Submitted,


MICHAEL F. KRIEGER
Attorney for Applicant
Registration No. 35,232

KIRTON & McCONKIE
1800 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84145
Telephone: (801) 321-4814

Transmitted: Transmittal for Supplemental Information Disclosure Statement
Supplemental Information Disclosure Statement
Form PTO-1449 Listing of All References
Legible Copy of Reference Listed

DBT:lc/750665
Enclosures
Docket: 10237.33



FORM PTO-1449 INFORMATION DISCLOSURE CITATION	ATTY. DOCKET NO. 10237.33	SERIAL NO. 10/676,477
	APPLICANTS Andrew R. Ferlitsch	
	FILING DATE September 30, 2003	GROUP 2624

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE
A1	S 2004/0001218 A1	01/01/04	Christiansen	358	1.15	06/27/02

FOREIGN PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO

OTHER DOCUMENTS

(Including Author (if any), Title, Pertinent Pages, Date and Place of Publication)

*EXAMINER INITIAL	DOCUMENT CITATION

EXAMINER	DATE CONSIDERED
* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant(s).	